IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FOURTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION No. 14161 of 2004

Between:

1 Afzal Hussain, S/o Late Hazi Khairuddin,
Proprietor Price Egg Traders, R/p Sri Laxmi Ganapathi Nilayam,
Door No.15-142, M.G.Road, Poranki, Krishna District
2 Nukala Rama Krishna, S/o Ranga Rao,
R/o D.No.78-15-45, Maruti Nilayam, Vuppu Vari Veedhi, Eastern

Street, Eluru, West Godavari District

..... PETITIONERS

AND

1 The Ministry of Railways, rep.by its Secretary, New Delhi.
2 The Railway Board, rep.by its Chairman, Rail Bhavan, New Delhi.
3 The Member Traffic, Railway Board, Railway Bhavan, New Delhi.
4 South Central Railway, Rail Nilayam, Secunderabad, rep.by its

General Manager.
5 The Divisional Commercial Manager, South Central Railway,

Vijayawada.
6 The Chief Parcel Supervisor, South Central Railway, Railway Station,
Eluru, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ Order or Direction more particularly one in the nature of Writ of

Mandamus, declaring the impugned policy of the 1st respondent in the inclusion of the parcel trains in Premier- P Class from Standard-S Class w.e.f.6-8-2004 for the Eluru-Gowhati (NGC) VP/VPH Parcel Trains/Rakes carrying perishables like Fish, Eggs and general goods etc., as illegal, arbitrary, irrational, State Cheating, violative of Article 14, 19(1)(g) and 21 of the Constitution.

Counsel for the Petitioners : Mr.P.RADHAKRISHNA

Counsel for the Respondents : Mr.A.KRISHNAM RAJU

Standing counsel for Railways.

The Court made the following :

ORDER:

Heard the learned counsel for petitioner Sri P.Radhakrishna and the learned Standing Counsel for Railways Sri A.Krishnam Raju.

The learned counsel for petitioner seeks to withdraw the writ petition. Permission is accorded.

The Writ Petition is accordingly dismissed as withdrawn. No costs.

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B.PRAKASH RAO, J

Date: 24.8.2004

Note:

Issue C.C. in (3) days.

B/o

DA/KVRK

To

1 The Secretary, Ministry of Railways, New Delhi.
2 The Chairman, Railway Board, Rail Bhavan, New Delhi.
3 The Member Traffic, Railway Board, Railway Bhavan, New Delhi.
4 The General Manager, South Central Railway, Rail Nilayam,

Secunderabad.
5 The Divisional Commercial Manager, South Central Railway,

Vijayawada.
6 The Chief Parcel Supervisor, South Central Railway, Railway Station, Eluru, West Godavari District.

THE HON'BLE MR JUSTICE B.PRAKASH RAO

24.8.2004